IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1607 OF 2005

Dr. Tejinderkaur Sahi ... Petitioner

Vs.

Smt. Gurmeetkaur Sahi & Ors. ... Respondents

Mr. S.R. Chitnis, senior advocate with Smt. V.R. Raje for the petitioner.

Mr. Shirish Gupte, senior advocate with Ms. Racheeta R. Dhuru for respondents 2, 3, 4 and 5.

Ms. A.S. Pai, A.P.P. for respondents 9.

CORAM: SMT. RANJANA DESAI &
D.B. BHOSALE, JJ.

DATED: 24TH NOVEMBER 2005.

P.C.:-

1. On 25/10/2005, we had directed that respondent 1 - Smt. Gurmeet Kaur Sahi be examined by a physician from G.T. Hospital and also by Dr. Ramesh Mehta. It appears that as per our direction, Smt. Gurmeet Kaur Sahi was examined on 28/10/2005. Copies of the reports of Dr. Ramesh Mehta and Dr. S.G. Jadhav, Assoc. Prof. in Medicine, G.T. Hospital, Mumbai, both dated 28/10/2005 are taken on record and marked 'X' (Colly.).

2. We have heard the learned counsel for the parties. It appears that on account of certain misunderstanding, the petitioner has filed a complaint with the Santacruz

Police Station against her brother - respondent 2. Today, in the court, the petitioner, respondent 2 and their respective counsel and the assistant public prosecutor are present. The petitioner has made a statement that she will unconditionally withdraw the complaint which she has filed with the Santacruz Police Station. We accept the statement. The complaint being C.R.No.449 of 2005 stands withdrawn unconditionally. Today, we propose to dispose of this writ petition by passing the following order. The petitioner and respondent 2, who are present in the court undertake to abide by the order which we propose to pass today.

O R D E R

3. Respondent 1 - Smt. Gurmeet Kaur Sahi shall remain in the custody of the petitioner at her residential premises at A/17, Juhu Apartment, Juhu Road, Santacruz (West), Mumbai - 400 049. The petitioner shall allow respondents 2 to 8 to visit the petitioner’s house to meet respondent 1 twice a week by prior telephonic communication preferably on Mondays and Thursdays. Considering the history of the matter, if the respondents desire to take a constable of the concerned police station to the house of the petitioner on the day they visit the petitioner’s house, they will be at liberty to do so at their own costs.

4. The petitioner and respondent 2, who are present in the court undertake to abide by this order. We accept the undertaking.

5. With this order, the writ petition stands disposed of.

6. All concerned to act on the authenticated copy of this order.

(SMT. RANJANA DESAI, J.)

(D.B. BHOSALE, J.)